



N° 141

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and Cooperation of the Government of the Gabonese Republic and has the honor to propose that the two Governments conclude a bilateral work agreement for dependents of officials serving in the respective countries.

The Embassy of the United States of America proposes to the Government of the Gabonese Republic that, on a reciprocal basis, dependents of employees of the Government of the United States of America assigned to official duty in Gabon and dependents of employees of the Government of the Gabonese Republic assigned to official duty in the United States be authorized to be employed in the receiving country.

For the purposes of this agreement, "dependents" shall mean the following members of the household: spouses (married partners of the opposite sex); unmarried dependent children under 21 years of age living in the household of their parents; unmarried dependent children under 23 years of age living in the household of their parents who are in full-time attendance as students at a post-secondary educational institution; and unmarried children who are physically or mentally disabled.

For the purposes of this agreement, it is understood that employees assigned to official duty means diplomatic agents, consular officers, and members of the administrative and technical and service staff assigned to diplomatic missions, consular offices and missions to international organizations.

In general, for dependents who seek employment in the United States, an official request must be made by the Embassy of the Gabonese Republic to the Office of Protocol in the Department of State. For dependents of employees of missions to the United Nations seeking employment, an official request must be made by the mission of the Gabonese Republic to the United Nations to the United States mission to the United Nations. Upon verification that the person is a dependent of an official employee of the Government of the Gabonese Republic, and processing of the official request, the Gabonese Republic Embassy or mission to the United Nations shall be informed by the Government of the United States of America that the dependent may accept employment.

DIPLOMATIC NOTE

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In the case of dependents of employees who seek employment in the Gabonese Republic, an official request must be made by the United States Embassy in the Gabonese Republic to the Ministry of Foreign Affairs and Cooperation, which, after verification that the person is a dependent of a United States employee assigned to official duty in Gabon, shall then inform the United States Embassy that the dependent may accept employment.

The Government of the United States of America and the Government of the Gabonese Republic waive whatever fees might otherwise be charged in connection with the issuance of employment authorization identification.

The Government of the United States of America and the Government of the Gabonese Republic confirm that if dependents enjoy immunity from civil and administrative jurisdiction in the receiving state in accordance with the Vienna Convention on Diplomatic Relations, the Vienna Convention on Consular Relations, or any other applicable instrument, such dependents enjoy no such civil and administrative immunity in an action relating to any professional or commercial activity, including employment authorized pursuant to this agreement. Further, to the extent consistent with other international agreements, dependents are responsible for payment of income and social security taxes on any remuneration received as a result of employment in the receiving state.

The Government of the United States of America further proposes that, if these provisions are acceptable to the Government of the Gabonese Republic, this note and the Government of the Gabonese Republic's reply concurring therein shall constitute an agreement between our two Governments which shall enter into force on the date of that reply note. This agreement shall remain in force until ninety days after the date of the written notification from either Government to the other of intention to terminate.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs and Cooperation of the Gabonese Republic the assurances of its highest consideration.

Embassy of the United States of America
Libreville, November 26, 2007



PRIMATURE

REPUBLIC OF GABON

Unity-Labor-Justice

VICE-PRIMATURE

MINISTRY OF FOREIGN AFFAIRS,
COOPERATION, FRANCOPHONIE
AND REGIONAL INTEGRATION

HEAD OFFICE OF FOREIGN AFFAIRS

OFFICE OF AMERICAN AFFAIRS

GENERAL SECRETARIAT

N° 00066 /P/VP/MAECCFIR/SGDGAE/D2

The Ministry of Foreign Affairs, Cooperation, Francophonie and Regional Integration presents its compliments to the Embassy of the United States of America in Libreville and has the honor to acknowledge receipt of its dip note N° 141 of November 26, 2007 as follows:

"The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and Cooperation of the Government of the Gabonese Republic and has the honor to propose that the two Governments conclude a bilateral work agreement for dependents of officials serving in the respective countries.

The Embassy of the United States of America proposes to the Government of the Gabonese Republic that, on a reciprocal basis, dependents of employees of the Government of the United States of America assigned to official duty in Gabon and dependents of employees of the Government of the Gabonese Republic assigned to official duty in the United States be authorized to be employed in the receiving country.

For the purposes of this agreement, "dependents" shall mean the following members of the household: spouses (married partners of the opposite sex); unmarried dependent children under 21 years of age living in the household of their parents; unmarried dependent children under 23 years of age living in the household of their parents who are in full-time attendance as students at a post-secondary educational institution; and unmarried children who are physically or mentally disabled.

For the purposes of this agreement, it is understood that employees assigned to official duty means diplomatic agents, consular officers, and members of the administrative and technical and service staff assigned to diplomatic missions, consular offices and missions to international organizations.

In general, for dependents who seek employment in the United States, an official request must be made by the Embassy of the Gabonese Republic to the Office of Protocol in the Department of State. For dependents of employees of missions to the United Nations seeking employment, an official request must be made by the mission of the Gabonese Republic to the United Nations to the United States mission to the United Nations. Upon verification that the person is a dependent of an official employee of the Government of the Gabonese Republic, and processing of the official request, the Gabonese Republic Embassy or mission to the United Nations shall be informed by the Government of the United States of America that the dependent may accept employment.

In the case of dependents of employees who seek employment in the Gabonese Republic, an official request must be made by the United States Embassy in the Gabonese Republic to the Ministry of Foreign Affairs and Cooperation, which, after verification that the person is a dependent of a United States employee assigned to official duty in Gabon, shall then inform the United States Embassy that the dependent may accept employment.

The Government of the United States of America and the Government of the Gabonese Republic waive whatever fees might otherwise be charged in connection with the issuance of employment authorization identification.

The Government of the United States of America and the Government of the Gabonese Republic confirm that if dependents enjoy immunity from civil and administrative jurisdiction in the receiving state in accordance with the Vienna Convention on Diplomatic Relations, the Vienna Convention on Consular Relations, or any other applicable instrument, such dependents enjoy no such civil and administrative immunity in an action relating to any professional or commercial activity, including employment authorized pursuant to this agreement. Further, to the extent consistent with other international agreements, dependents are responsible for payment of income and social security taxes on any remuneration received as a result of employment in the receiving state.

The Government of the United States of America further proposes that, if these provisions are acceptable to the Government of the Gabonese Republic, this note and the Government of the Gabonese Republic's reply concurring therein shall constitute an agreement between our two Governments which shall enter into force on the date of that reply note. This agreement shall remain in force until ninety days after the date of the written notification from either Government to the other of intention to terminate.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs and Cooperation of the Gabonese Republic the assurances of its highest consideration."

The Ministry suggests that the dip note of the Embassy of the United States of America and this one constitute an agreement between the two governments that shall take effect from the response date. This agreement will remain in force until ninety days after the date of the written notification from either Government to the other of intention to terminate.

The Ministry of Foreign Affairs, Cooperation, Francophonie and Regional Integration seizes this opportunity to renew to the Embassy of the United States of America in Libreville, the assurance of its highest consideration.

Libreville, March 7, 2008

EMBASSY OF THE UNITED STATES

LIBREVILLE